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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**

JUN 27 2003

APPLICATION OF: Clive Patience

TECH CENTER 1600/2900

SERIAL NO: 09/766,154

Art Unit: 1632

FILED: 19 January 2001

Examiner: Wehbe, A. M.

FOR: SWINE DEFECTIVE FOR TRANSMISSION OF PORCINE
ENDOGENOUS RETROVIRUS AND USES THEREOF

DOCKET NO: 61750-311

24 June 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

MAIL STOP: AF

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Sir:

Applicant hereby appeals to the Board of Appeals from the Decision dated 24 February 2003 of the Primary Examiner finally rejecting claims 28-32, 34-41 and 43-52 of the above-referenced application for patent.

Applicant requests the Commissioner to note the following items:

1. A response to the final rejection was is filed herewith.